



Docket No.: 392.1866

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Shunsuke MATSUBARA, et al.

Serial No. 10/765,879

Group Art Unit: 2837

Confirmation No. 2295

Filed: January 29, 2004

Examiner: Ip, Shik Luen Paul

For: INVERTER UNIT GROUNDING METHOD AND INVERTER UNIT

COMMENTS REGARDING STATEMENT OF REASONS FOR ALLOWANCE

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

A Statement of Reasons for Allowance was forwarded in the Notice of Allowability mailed September 19, 2006.

MPEP §1302.14 states, in part:

Where specific reasons are recorded by the examiner, care must be taken to ensure that statements of reasons for allowance (or indication of allowable subject matter) are accurate, precise and do not place unwarranted interpretations, whether broad or narrow upon the claims. The examiner should keep in mind the possible misinterpretations of his or her statement that may be made and its possible estoppel effects.

The reasons for allowance set forth starting on page 5 of the Notice of Allowability sets forth specific features not found in the prior art. It is submitted that the Examiner's statement is not an accurate quote with respect to any of the claims. For example, the apparatus of claim 9 does not recite "an inverter unit comprising a sensor circuit connecting to a winding of each phase of a motor, a switching element switching on or off to supply currents to the motor windings, detecting conditions of the motor with a sensor, connecting a shield braid of a shielded

cable to the sensor circuit with an earth plate outside the inverter unit, and connecting a 0V of a circuit system to the earth plate to cause impedance for frequency that constitutes the basis of noise upon the circuit system to lessening influence of the noise upon the system." As such, it is submitted that the Examiner's statement is not a suitable reason for allowance. The claim language should be used to determine the reasons for allowance.

The foregoing is merely meant to be exemplary, and does not point out all of the discrepancies between the Examiner's Statement of Reasons for Allowance and the claimed features of the currently pending claims.

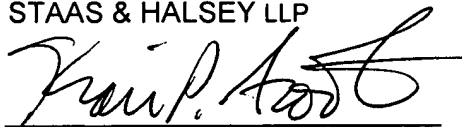
It is further submitted that the claims speak for themselves and should not be interpreted based on the Examiner's characterizations of same. It is also submitted that the claims provide their own best evidence as to the reasons for allowance.

Further, the reasons for allowance set forth starting on page 5 of the Notice of Allowability include descriptions and characteristics of the references of record. It is submitted that such characterizations are not proper "reasons for allowance" as directed by 37 C.F.R. §1.104 and as explained in M.P.E.P. §1302.14. In particular, a discussion of the prior art is specifically identified in Example (F) of M.P.E.P. §1302.14 as a statement which is not a suitable reason for allowance.

In summary, it is submitted that the Examiner's Statement "raises possible misinterpretations... and possible estoppel effects" (M.P.E.P. §1302.14) and is therefore improper.

Respectfully submitted,

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